

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION**

RASHALL M. BRACKNEY-WHEELOCK,
PH.D.

Plaintiff,

v.

Case No.: 3:22-CV-35

CITY OF CHARLOTTESVILLE, et al.,

Defendants.

PLAINTIFF’S MOTION FOR LEAVE TO FILE OUT OF TIME

COMES NOW, the Plaintiff, RASHALL M. BRACKNEY-WHEELOCK, (hereinafter referred to as “Plaintiff” or “Dr. Brackney”), by the undersigned counsel, files this Motion for Leave to File Out of Time, and in support thereof states as follows:

1. On November 23, 2022, Defendant filed a Motion for Protective Order and for Leave to File Under Seal.

2. Plaintiff asks for leave to file 1-day out of time, as the opposition was inadvertently not filed yesterday.

3. Plaintiff’s counsel was severely ill, which is not a cause for delay in itself but the reason the filing was overlooked was that the final draft was pending his approval to file. There is no bad faith or intent for delay and a copy of the Motion and Brief has been filed with this motion.

WHEREFORE, Plaintiff respectfully requests that this Court grant leave to file out of time by one day and accept the Plaintiff’s Opposition.

Respectfully submitted,
RASHALL M. BRACKNEY-WHEELOCK, PH.D.

Dated: December 8, 2022

By and through her counsel

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Certificate of Service

I hereby certify that on this 8th day of December, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to all Parties:

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